

UNITED STATES DISTRICT COURT

FILED
JOHN P. HECHMAN
CLERK

for the

Southern District of Ohio

2014 JAN 23 PM 3:11

U.S. DISTRICT COURT
SOUTHERN DIST OHIO
WEST DIV CINCINNATI

In the Matter of the Search of

(Briefly describe the property to be searched
or identify the person by name and address)

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Case No.

1:14 MJ-059

Priority Mail parcel postal tracking number 9114 9011 2308 6589
6649 06, postmarked January 14, 2014, weighing 5 pounds 10 ounces,
addressed to Karen Davis, 1054 S. 2nd St, Hamilton, OH 45011 with a
return address of Sarah Davis, 3271 Azevedo Dr, Sac, CA 95833

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APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (*identify the person or describe the property to be searched and give its location*):

Priority Mail parcel postal tracking number 9114 9011 2308 6589 6649 06

located in the Southern District of Ohio, there is now concealed (*identify the person or describe the property to be seized*):

Controlled Substances, materials and documents reflecting the distribution of controlled substances through the U.S. Mails, including money and/or monetary instruments paid for controlled substances

The basis for the search under Fed. R. Crim. P. 41(c) is (*check one or more*):

- evidence of a crime;
- contraband, fruits of crime, or other items illegally possessed;
- property designed for use, intended for use, or used in committing a crime;
- a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of: Title 21

<i>Code Section</i>	<i>Offense Description</i>
841 (a) (1), 843 (b) & 846	Conspiracy to distribute a controlled substance
	Possession with intent to distribute a controlled substance

The application is based on these facts:

See attached affidavit of U.S. Postal Inspector O'Neill

- Continued on the attached sheet.
- Delayed notice _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.



Applicant's signature

Karen L. O'Neill, U. S. Postal Inspector

Printed name and title

Sworn to before me and signed in my presence.

Date: 1/23/14

Judge's signature

Honorable Stephanie K. Bowman
United States Magistrate Judge

Printed name and title

City and state: Cincinnati, Ohio

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
CINCINNATI, OHIO

STATE OF OHIO)
)
COUNTY OF HAMILTON) SS
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AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

I, KAREN O'NEILL, HAVING BEEN DULY SWEORN, DEPOSE AND STATE: I am a United States Postal Inspector, having been so employed since March 2003. I am presently assigned to the Cincinnati Field Office, Pittsburgh Division of the Postal Inspection Service with investigative responsibility for Southwest Ohio, Northern Kentucky, and Southeast Indiana. Part of my investigative responsibility involves the use of the United States Mail in the transporting of narcotics and other dangerous controlled substances and financial proceeds relating thereto.

Your affiant has become aware that drug traffickers frequently use Express Mail, a business-oriented overnight service offered by the United States Postal Service, to transport narcotics and other dangerous controlled substances, and their proceeds or instrumentalities from the sale of the controlled substances. Your affiant has also become aware that drug traffickers frequently use Priority Mail with delivery confirmation, a 2-3 day service offered by the United States Postal Service. As a result of investigations and successful controlled substance prosecutions where the Mail was used, your affiant has learned of certain characteristics indicative of other Mail items previously identified as containing narcotics or other dangerous controlled substances, their proceeds or instrumentalities from the sale of the controlled substances. Some of these characteristics include, but are not necessarily limited to or used on every occasion, the mailer using different post offices on the same day to send parcels, false or non-existent return address, addressee is not known to receive mail at the listed delivery address, the package is heavily taped, the package is mailed from a known drug source location, labeling information contains misspellings, the label contains an illegible waiver signature, unusual odors emanating from the package, and the listed address is located in an area of known or suspected drug activity.

On January 16, 2014, your affiant requested a check in a postal system for suspicious parcels going to southern Ohio. Priority Mail parcel postal tracking number 9114 9011 2308 6589 6649 06 was located going to Hamilton, Ohio coming from Sacramento, California, a known drug source area.

On January 16, 2014, your affiant contacted a supervisor at the Hamilton Post Office, Hamilton, Ohio regarding the aforementioned parcel. The parcel is addressed to Karen Davis, 1054 S. 2nd St, Hamilton, OH 45011 with a return address of Sarah Davis, 3271 Azevedo Dr, Sac, CA 95833. The supervisor stated that 1054 S. 2nd St is a vacant address.

Your affiant requested the parcel be sent to her location for further investigation.

On January 17, 2014, the aforementioned parcel arrived at the Postal Inspection Service office, Cincinnati, Ohio.

Accurint is a law enforcement database that is used as a tool for investigators to identify person/business and address information. According to Accurint, the return address 3271 Azevedo Dr, Sac, CA 95833 is an apartment complex and the name "Davis" is not associated with that address.

On January 22, 2014, the Cincinnati Police Department Narcotics Unit was contacted to arrange for a narcotic canine to check the parcel. Officer Sean Woods responded to the Cincinnati Postal Inspection Service office, Cincinnati, Ohio where the parcel was placed in a controlled area and presented to narcotic canine, "Dozer". "Dozer" alerted positively to the presence or odor of a controlled substance or their proceeds or instrumentalities upon Priority Mail parcel postal tracking number 9114 9011 2308 6589 6649 06 addressed to Karen Davis, 1054 S. 2nd St, Hamilton, OH 45011. Attached herewith, and made part hereof by reference, is a photocopy of the narcotic canine handler's record of examination.

The parcel is further identified as follows: a brown cardboard box 12" x 12" x 10 1/2" in size, bearing postal tracking number 9114 9011 2308 6589 6649 06, weighing 5 pounds 10 ounces, postmarked January 14, 2014; see address information below:

Sender: Sarah Davis
3271 Azevedo Dr
Sac, CA 95833

Addressee: Karen Davis
1054 S. 2nd St
Hamilton, OH 45011

This information, along with the positive alert of narcotic canine "Dozer" is indicative of a drug package or its proceeds.

Based on the information contained herein, your affiant believes that contained in Priority Mail parcel postal tracking number 9114 9011 2308 6589 6649 06 is a quantity of a narcotic or other dangerous controlled substance, their proceeds or instrumentalities.

Therefore, a search warrant to open the parcel is requested.

Further, your affiant sayeth naught.

Karen O'Neill

Karen O'Neill
Postal Inspector

Subscribed and sworn to and before me this 23 day of January, 2014.

Stephanie K. Bowman

Honorable Stephanie K. Bowman
United States Magistrate Judge



United States Postal Inspection Service
Pittsburgh Division

OFFICER AFFIDAVIT

I, Officer SEAN M. WOODS, am and have been employed by the CINCINNATI POLICE DEPT since 1-00. Among other duties, I am currently the assigned handler of narcotics detection canine " Dogzr " which is trained and certified in the detection of the presence or odor of narcotics described as follows:
HEROIN, METH, COCAINE, MARIJUANA.

On 1-22-14, at the request of Postal Inspector K. O'Neill, I responded to Cincy Postal Inspector, where " Dogzr " did alert to and indicate upon: [describe item]

9114 9011 2308 6589 664466 addressed to Karen Davis
1054 S 2nd St Hamilton OH 45011 with a return
Shawn Davis 3211 Azucena Dr Sacramento CA 95833

Which, based upon my training and experience and that of " Dogzr ", indicates there is contained within or upon the above described item, the presence or odor of a narcotic or other controlled substance.

K. O'Neill 1-22-14
(Signature and Date)

Myself 1-22-14
(Signature and Date)